

Express Mail No. ER 953583634 US

Docket No. 21420 US C038435/0185662

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE ACTING AS
DESIGNATED/ELECTED OFFICE (DO/EO/US) UNDER THE PATENT
COOPERATION TREATY CONCERNING A FILING UNDER 35 U.S.C. § 371

In re Application of:)	
Tatsuo HOSHINO <i>et al.</i>)	
Based on Int'l Application No.: PCT/EP2003/010286)	Examiner: Not yet assigned
International Filing Date: 16 September 2003)	Art Unit: Not yet assigned
Filed: Herewith)	
For: MICROORGANISM AND PROCESS FOR PREPARING VITAMIN B₆)	

New York, NY
March 23, 2005

INFORMATION DISCLOSURE STATEMENT

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants wish to make of record the following documents (clean copies and a Form PTO-1449 listing the documents are enclosed). The following documents were cited in the International Search Report, mailed February 23, 2004 in the International application corresponding to the above-captioned case.

FOREIGN PATENT DOCUMENTS

	<u>Document No.</u>	<u>Date</u>	<u>Country</u>
B1	0 765 938 A2	4/2/1997	Europe

OTHER DOCUMENTS

- C1 Tazoe, M. *et al.*, "Biosynthesis of Vitamin B₆ in Rhizobium," The Journal of Biological Chemistry, v. 275, no. 15, pp. 11300-11305 (2000).
- C2 Young, J.M., "The Genus Name *Ensifer* Casida 1982 Takes Priority Over *Sinorhizobium* Chen *et al.* 1988, and *Sinorhizobium* Morelense Wang *et al.* 2002 is a later synonym of *Ensifer Adhaerens* Casida 1982. Is the Combination '*Sinorhizobium Adhaerens*' (Casida 1982) Willems *et al.* 2003 legitimate? Request for an Opinion," International Journal of Systematic and Evolutionary Microbiology, v. 53, pp. 2107-2110 (2003).

The Examiner's independent consideration of all of these documents and their relevance before issuance of the first official action is respectfully requested. The Examiner is also requested to initial and return a copy of the accompanying form PTO-1449 to evidence such consideration.

Copies of the International Search Report and International Preliminary Examination Report are included herewith. All documents cited in these reports are identified herein and copies of all documents are provided.

This Information Disclosure Statement is being filed in accordance with the provisions under 37 C.F.R. §1.97(b)(2), within three months of the date of entry of the national stage of the national application. Accordingly, no fee is believed to be due. If, however, a fee is due, please charge the same to Deposit Account No. 02-4467. A duplicate copy of this sheet is enclosed.

OTHER DOCUMENTS

- C1 Tazoe, M. et al., "Biosynthesis of Vitamin B₆ in *Rhizobium*," The Journal of Biological Chemistry, v. 275, no. 15, pp. 11300-11305 (2000).
- C2 Young, J.M., "The Genus Name *Ensifer* Casida 1982 Takes Priority Over *Sinorhizobium* Chen et al. 1988, and *Sinorhizobium* Morelense Wang et al. 2002 is a later synonym of *Ensifer* *Adhaerens* Casida 1982. Is the Combination '*Sinorhizobium* *Adhaerens*' (Casida 1982) Willems et al. 2003 legitimate? Request for an Opinion," International Journal of Systematic and Evolutionary Microbiology, v. 53, pp. 2107-2110 (2003).

The Examiner's independent consideration of all of these documents and their relevance before issuance of the first official action is respectfully requested. The Examiner is also requested to initial and return a copy of the accompanying form PTO-1449 to evidence such consideration.

Copies of the International Search Report and International Preliminary Examination Report are included herewith. All documents cited in these reports are identified herein and copies of all documents are provided.

This Information Disclosure Statement is being filed in accordance with the provisions under 37 C.F.R. §1.97(b)(2), within three months of the date of entry of the national stage of the national application. Accordingly, no fee is believed to be due. If, however, a fee is due, please charge the same to Deposit Account No. 02-4467. A duplicate copy of this sheet is enclosed.

If the Examiner has any questions regarding this paper, please contact
the undersigned attorney.

Respectfully submitted,

By: Charles M. Avigliano
Charles M. Avigliano
Registration No. 52,578
BRYAN CAVE LLP
1290 Avenue of the Americas
New York, NY 10104
Phone: (212) 541-2000
Fax: (212) 541-4630

Express Mail No.: ER 95358634 US

Form PTO-1449 (Rev.)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO.	INTERNATIONAL APPLICATION NO.
		21420 US C038435/0185662	107528881
		PCT/EP2003/010286	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)		APPLICANT Tatsuo HOSHINO, et al.	
		INTERNATIONAL FILING DATE	GROUP
		16 September 2003	Not Yet Assigned

U.S. PATENT DOCUMENTS

Examiner Initial	Cite No.	U.S. Patent Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
	B1	0 765 938 A2	4/2/1997	Europe				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

C1	Tazoe, M. et al., "Biosynthesis of Vitamin B ₆ in Rhizobium," <u>The Journal of Biological Chemistry</u> , v. 275, no. 15, pp. 11300-11305 (2000).
C2	Young, J.M., "The Genus Name <i>Ensifer</i> Casida 1982 Takes Priority Over <i>Sinorhizobium</i> Chen et al. 1988, and <i>Sinorhizobium</i> Morelense Wang et al. 2002 is a later synonym of <i>Ensifer</i> Adhaerens Casida 1982. Is the Combination ' <i>Sinorhizobium</i> Adhaerens' (Casida 1982) Willems et al. 2003 legitimate? Request for an Opinion," <u>International Journal of Systematic and Evolutionary Microbiology</u> , v. 53, pp. 2107-2110 (2003).
EXAMINER	DATE CONSIDERED
Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	